

**VIRGINIA BOARD OF NURSING
SPECIAL CONFERENCE COMMITTEE
April 8, 2010**

TIME AND PLACE: The meeting of the Special Conference Committee of the Board of Nursing was convened at 9:00 A.M., on April 8, 2010 in Board Room 3 Suite 201, Department of Health Professions, 9960 Mayland Drive, Richmond, Virginia.

MEMBERS PRESENT: Judith E. Piersall, R.N., B.S.N., Chairperson
Jeanne Holmes, Citizen Member
Joseph Schibner, C.M.T., Massage Therapy Advisory Board Member

STAFF PRESENT: Brenda Krohn, R.N., M.S., Deputy Executive Director

OTHERS PRESENT: Cynthia Gaines, Adjudication Specialist

**CONFERENCES
SCHEDULED:** **Ulrike Meierhofer-Hollingsworth, CMT Applicant**
Ms. Hollingsworth appeared.

CLOSED MEETING: Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:05 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Meierhofer-Hollingsworth. Additionally, Ms. Holmes moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 9:10 A.M.

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Ms. Holmes moved to recommend the board issue an order to approve Ulrike Meierhofer-Hollingsworth's application for certification as a massage therapist in Virginia.
The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Meierhofer-Hollingsworth unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Meierhofer-Hollingsworth within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Brigit A. Blum, CMT Applicant

Ms. Blum appeared.

CLOSED MEETING:

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 9:25 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Blum. Additionally, Ms. Holmes moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 9:38 A.M.

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Holmes moved to recommend the board issue an order to approve Brigit Blum's application for certification as a massage therapist in Virginia, contingent upon successful completion of the NCBTMB exam.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Blum unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Blum within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Tynisha N. Cook, CMT Applicant

Ms. Cook appeared.

CLOSED MEETING:

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:37 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Cook. Additionally, Ms. Holmes moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:44 A.M.

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION:

Ms. Holmes moved to recommend the board issue an order to approve Tynisha Cook's application for certification as a massage therapist in Virginia. The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Cook unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Cook within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Sun Dok Kim, CMT 0019-005067

Ms. Kim did not appear.

CLOSED MEETING:

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 10:50 A.M. for the purpose of deliberation to reach a decision in the matter of Ms. Kim. Additionally, Ms. Holmes moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 10:57 A.M.

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Holmes moved to offer a consent order for revocation of her massage therapy certificate in lieu of a formal hearing.

The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Kim and the Board.

Mr. Schibner left the meeting.

CONFERENCES

SCHEDULED:

Shelly L. Hall, C.N.A. 1401-054720

Ms. Hall did not appear.

CLOSED MEETING:

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:00 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Hall. Additionally, Ms. Holmes moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 1:15 P.M.

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Holmes moved to offer Shelly Hall a consent order for revocation of her nurse aide certificate with a finding of abuse in lieu of a formal hearing.

The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Ms. Hall and the Board.

CONFERENCES

SCHEDULED:

Linda O. Phillips, CNA 1401-112715

Ms. Phillips appeared.

CLOSED MEETING:

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:30 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Phillips. Additionally, Ms. Holmes moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 1:35 P.M.

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION: Ms. Holmes moved to dismiss the case in the matter of Linda Phillips, CNA.
The motion was seconded and carried unanimously.

**CONFERENCES
SCHEDULED:** **Andrew A. Wallace, C.N.A. 1401-106424**
Ms. Wallace did not appear.

CLOSED MEETING: Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 1:40 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Wallace. Additionally, Ms. Holmes moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 1:50 P.M.

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION: Ms. Holmes moved to offer Andrew Wallace a consent order for revocation of his nurse aide certificate with a finding of abuse in lieu of a formal hearing.
The motion was seconded and carried unanimously.

This Consent Order shall be effective upon endorsement of its findings, conclusions, and terms of consent by both Mr. Wallace and the Board.

**CONFERENCES
SCHEDULED:** **Cynthia Carter, RMA Applicant**
Ms. Carter did not appear.

CLOSED MEETING: Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:00 P.M. for the purpose of deliberation to reach a decision in the matter of Ms. Carter. Additionally, Ms. Holmes moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.
The motion was seconded and carried unanimously.

RECONVENTION: The Committee reconvened in open session at 2:10 P.M.

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom

of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.
The motion was seconded and carried unanimously.

ACTION:

Ms. Holmes moved to recommend the board issue an order to deny Cynthia Carter's application to take the registered medication aide exam for registration as a medication aide in Virginia.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Ms. Carter unless a written request to the Board for a formal hearing on the allegations made against her is received from Ms. Carter within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

CONFERENCES

SCHEDULED:

Bobby E. Bailey, Jr., RMA Applicant

Mr. Bailey did not appear.

CLOSED MEETING:

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing convene a closed meeting pursuant to Section 2.2-3711(A)(27) of the *Code of Virginia* at 2:15 P.M. for the purpose of deliberation to reach a decision in the matter of Mr. Bailey. Additionally, Ms. Holmes moved that Ms. Krohn and Ms. Gaines attend the closed meeting because their presence in the closed meeting is deemed necessary, and their presence will aid the Committee in its deliberations.

The motion was seconded and carried unanimously.

RECONVENTION:

The Committee reconvened in open session at 2:20 P.M.

Ms. Holmes moved that the Special Conference Committee of the Board of Nursing certify that it heard, discussed or considered only public business matters lawfully exempted from open meeting requirements under the Virginia Freedom of Information Act and only such public business matters as were identified in the motion by which the closed meeting was convened.

The motion was seconded and carried unanimously.

ACTION:

Ms. Holmes moved recommend the Board issue an order to deny Bobby Bailey's application to take the registered medication aide exam for registration as a medication aide in Virginia.

The motion was seconded and carried unanimously.

An Order will be entered. As provided by law, this decision shall become a Final Order thirty days after service of such order on Mr. Bailey unless a written request to the Board for a formal hearing on the allegations made against him is received from Mr. Bailey within such time. If service of the order is made by mail, three additional days shall be added to that period. Upon such timely request for a formal hearing, the Order shall be vacated.

ADJOURNMENT:

The Board adjourned at 2:30 P.M.

Brenda Krohn, R.N., M.S.
Deputy Executive Director